THE BROACH AND KAIRA INCUMBERED ESTATES ACT, 1877.

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ACT No. XIV OF 1877.[1]

[THE BROACH AND KAIRA INCUMBERED ESTATES ACT, 1877.]

[*28th June 1877.*]

Repealed in part, by Act 4 of 1894.

Repealed in part and amended, by Act 21 of 1881.

Adapted and modified by the Adaptation of Indian Laws Order in Council.

An Act to relieve from incumbrances the estates of Thakurs in Broach and Kaira.

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Amendment of Bombay Act VI of 1862.

39. [2]*Whereas doubts have been raised as to the validity of Bombay Act No. VI of 1862 (*for the amelioration of the condition of talukdars in the Ahmedabad Collectorate, and for their relief from debt*) so far as it purports to affect the High Court of Judicature at Bombay;

for the purpose of precluding such doubts, it is hereby [2]* enacted that the said Act, so far as it purports to affect the said High Court, shall be deemed to be and to have been valid.

XXI of 1881.

Talukdari Settlement officer to be deemed officer under Bombay Act VI of 1862, section 1;

40. [3][The Talukdari Settlement-officer mentioned in the Broach and Kaira Incumbered Estates Act, 1881, section 7,] for the time being shall, unless the [4][Provincial Government] in any case otherwise directs, be—

(*a*) deemed to be an officer appointed under section 1 of the said Bombay Act No. VI of 1862 to manage all estates with respect to which a declaration is or has been made and published under the said section;

assistant to certain Collectors.

(*b*) an assistant to the respective Collectors of Ahmedabad, Kaira and Broach.

Acts of Talukdari Settlement-officer valid.

41. Nothing heretofore done by any Talukdari Settlement-officer shall be deemed to be or to have been invalid by reason only of his not having been duly appointed,—

(*a*) under section 1 of the said Bombay Act No. VI of 1862 to manage any estates with respect to which a declaration has been made under the said section, or

(*b*) to be a manager under [5]* * [6]Act No. XV of 1871, or

(*c*) to be an assistant to the respective Collectors of Ahmedabad, Kaira and Broach.

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[1] For Statement of Objects and Reasons *see* Gazette of India, 1877, Pt. V, p. 16, and for Proceedings in Council, *see* Supplement, pp. 87, 126 and 1863.

The short title was given by Bom. 2 of 1921.

[2] The words "and" in paragraph 1 and "further" in the second paragraph were repealed by the Repealing and Amending Act, 1894 (4 of 1894).

[3] These words and figures were substituted for the words "The said Talukdari Settlement-officer" by s. 2 of the Broach and Kaira Incumbered Estates Act, 1881 (21 of 1881).

[4] The words "Provincial Government" were substituted for the words "Local Government" by the Adaptation of Indian Laws Order in Council.

[5] The words "the said" were repealed by the Repealing and Amending Act, 1894 (4 of 1894).

[6] Act 15 of 1871 was repealed by s. 2 of this Act.